

1 HONORABLE JAMES L. ROBART  
2

3 MICHAEL E. McFARLAND, JR., #23000  
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8 Attorneys for Defendants  
9

10 IN UNITED STATES DISTRICT COURT  
11 FOR THE WESTERN DISTRICT OF WASHINGTON  
12

13 ERIC DODGE,  
14

15 Plaintiff,

16 Cause No. 3:20-cv-05224-RBL  
17

18 vs.  
19 EVERGREEN SCHOOL DISTRICT NO. 114,  
20 a public corporation; CAROLINE GARRETT,  
21 an individual; and JANA GOMES, an  
22 individual,  
23

24 Defendants.  
25

26 STIPULATION EXTENDING FRCP  
27 26(a)(2) EXPERT DISCLOSURE  
28 DEADLINE TO JANUARY 15, 2021  
29

30 Note on Motion Calendar:  
31

32 Date: December 15, 2020  
33 Without Oral Argument  
34

35 **I. MOTION**  
36

37 COME NOW, the parties to this action, by and through their respective attorneys of  
38 record, and jointly move the Court to extend the deadline to disclose expert witnesses from  
39 December 16, 2020 to January 15, 2021.  
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41 **II. BASIS FOR MOTION**  
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43 The parties have worked cooperatively and diligently on completing discovery.  
44 However, discovery has been made more difficult, and has been slowed, as a result of the  
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46 STIPULATION EXTENDING FRCP 26(A)(2)  
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48

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1 current pandemic. While the parties do not anticipate any difficulty completing all discovery  
2 before the discovery cutoff (February 16, 2021), there have been a number of depositions that  
3 have only recently been taken, with a few remaining depositions scheduled over the next  
4 month. As a result of the foregoing, and the need to provide deposition testimony to experts,  
5 the parties need until January 15, 2021 to identify experts. In addition, the parties have agreed  
6 to a FRCP 35 psychological examination of Mr. Dodge. Because of the upcoming holiday  
7 season, that examination will not take place until January.  
8

9

### 10 III. STIPULATION

11 Based upon the foregoing, the parties have stipulated to extend the deadline to disclose  
12 their expert witnesses pursuant to Fed. R. Civ. P. 26(a)(2) by January 15, 2021. The parties  
13 respectfully request that the Court authorize the same. The parties do not believe that any other  
14 deadlines in the scheduling order need to be adjusted or will be impacted by the extension of  
15 the expert witness disclosure deadline.  
16

17 DATED this 15<sup>th</sup> day of December, 2020.

18 EVANS, CRAVEN & LACKIE, P.S.

19 By: *s/ Michael E. McFarland, Jr.*  
20 MICHAEL E. McFARLAND, JR., #23000  
21 Attorneys for Evergreen SD Defendants  
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23 FLOYD, PFLUEGER & RINGER, P.S.

24 By: *s/ Francis S. Floyd*  
25 FRANCIS S. FLOYD, #10642  
26 JOHN A. SAFARLI, #44056  
27 BRITTANY C. WARD, #51355  
28 Attorneys for Defendant Garrett

29 STIPULATION EXTENDING FRCP 26(A)(2)  
30 EXPERT DISCLOSURE DEADLINE - page 2

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1 LINDSAY HART, LLP  
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3 By: *s/ Michael John Estok*  
4 MICHAEL JOHN ESTOK, #36471  
5 Attorneys for Plaintiff

6 MCKANNA BISHOP JOFFE LLP  
7

8 By: *s/ Noah T. Barish*  
9 NOAH T. BARISH, #52077  
10 Attorneys for Plaintiff

11 **ORDER**

12 It is so ORDERED. The court reminds the parties that stipulations must include a proposed  
13 order. *See* Local Rules W.D. Wash. LCR 7(b)(1); 1(c)(7).

14 Dated this 16th day of December, 2020.

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18 JAMES L. ROBART  
19 United States District Judge  
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STIPULATION EXTENDING FRCP 26(A)(2)  
EXPERT DISCLOSURE DEADLINE - page 3

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